

Janet Napolitano
Governor

Robert B. Pinkert, O.D.
President

Christina M. Sorenson, O.D.
Vice President



Arizona State Board of Optometry
1400 West Washington, Suite 230
Phoenix, AZ 85007

Margaret Whelan
Executive Director

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**MEETING NOTICE AND AGENDA FOR REGULAR SESSION MEETING
OCTOBER 21, 2005 SCHEDULED TO COMMENCE AT 9:00AM**

Pursuant to A.R.S. § 38-431.02, notice is hereby given to the general public and to the members of the Arizona State Board of Optometry, that a regular meeting open to the public will be held on October 21, 2005 at 9:00 AM. The meeting is at 1400 West Washington, B-1 (Basement) in Phoenix, AZ.

For further information regarding agenda material, please contact Paula Hollins, Licensing Administrator, at (602) 542-8164.

The Board reserves the right to change the order of items on the agenda, except for public hearings set for a specific time. Please note that any recommendations listed on the agenda are merely suggested Board actions.

These recommendations do not become final until adopted by the Board. The Board has the authority to accept, reject, or modify any recommendation listed on the agenda.

Americans with Disabilities Act: Persons with disabilities may request reasonable accommodations by contacting the Arizona State Board of Optometry (ASBOO) Executive Director, Margaret Whelan, at (602) 542-8155. Please make requests as early as possible to allow time to arrange the accommodation.

Board Members

Robert B. Pinkert, O.D., President
Christina M. Sorenson, O.D., Vice-President
Caroline Griego, O.D.
Robert J. Maynard, O.D.
Curtis R. Winkler, M.D.
Lawrence Ponemon, PhD

Staff:

Margaret Whelan, Executive Director
Paula Hollins, Licensing Administrator

Legal Counsel:

Dawn Walton Lee, Assistant Attorney General

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| A. CALL TO ORDER: | Dr. Pinkert |
| B. ROLL CALL: | Ms. Whelan |
| C. PRESIDENT'S REPORT: | Dr. Pinkert |

D. INFORMAL INTERVIEW:

The Board may hold an executive session to discuss records exempt by law from public inspection pursuant to A.R.S. § 38-431.03 (A)(2). In addition, the board may hold an executive session to discuss or consult with its' attorney and receive legal advice pursuant to A.R.S. § 38-431.03 (A)(3).

1. ASBOO vs. Jerry R. Burger, O.D. IR#200448 [Dr. Sorenson]

E. REVIEW, DISCUSSION AND POSSIBLE VOTE REGARDING COMPLIANCE AND TERMINATION OF PROBATIONARY ORDER:

The Board may hold an executive session to discuss records exempt by law from public inspection pursuant to A.R.S. § 38-431.03 (A)(2). In addition, the board may hold an executive session to discuss or consult with its' attorney and receive legal advice pursuant to A.R.S. §38-431.03 (A)(3).

2. Jerry Burger, O.D. IR#200428 [Dr. Sorenson]

F. REVIEW, DISCUSSION AND POSSIBLE VOTE REGARDING LATE REQUEST FOR APPEAL OF CASE IR#200445:

The Board may hold an executive session to discuss records exempt by law from public inspection pursuant to A.R.S. § 38-431.03 (A)(2). In addition, the board may hold an executive session to discuss or consult with its' attorney and receive legal advice pursuant to A.R.S. §38-431.03 (A)(3).

3. ASBOO vs. Neha V. Amin, O.D. IR#200445

G. REVIEW, DISCUSSION AND POSSIBLE VOTE REGARDING COMPLIANCE WITH PROBATIONARY ORDERS:

The Board may hold an executive session to discuss records exempt by law from public inspection pursuant to A.R.S. § 38-431.03 (A)(2). In addition, the board may hold an executive session to discuss or consult with its' attorney and receive legal advice pursuant to A.R.S. § 38-431.03 (A)(3).

4. Vincent Sanchez, O.D. IR#200422 [Ms. Whelan]

H. REVIEW, DISCUSSION AND VOTE ON INVESTIGATION REVIEWS/COMPLAINTS:

The Board may hold an executive session to discuss records exempt by law from public inspection pursuant to A.R.S. § 38-431.03 (A)(2). In addition, the board may hold an executive session to discuss or consult with its' attorney and receive legal advice pursuant to A.R.S. § 38-431.03 (A)(3).

5.	G.W. vs. Kevin Russell, O.D.	IR#200515	[Dr. Winkler]
6.	M.A. vs. Daniel Lieu, O.D.	IR#200516	[Dr. Sorenson]
7.	S.F. vs. John Schrolucke, O.D.	IR#200517	[Dr. Maynard]
8.	ASBOO vs. Stuart Adams, O.D.	IR#200518	[Dr. Sorenson]
9.	M.D. and E.D. vs. Michael Pittelli, O.D.	IR#200601	[Dr. Pinkert]
10.	M.D. and E.D. vs. Thomas Sowash, O.D	IR#200601	[Dr. Griego]
11.	Y.K. vs. Jeffrey Martin, O.D.	IR#200602	[Dr. Winkler]
12.	E.F. vs. Shirley Lambert, O.D.	IR#200603	[Dr. Winkler]
13.	A.W. vs. Lawrence Stern, O.D.	IR#200604	[Dr. Maynard]
14.	M.R. vs. Susan Horeak. O.D.	IR#200605	[Dr. Griego]
15.	J.L. vs. Lawrence Stern, O.D.	IR#200606	[Dr. Pinkert]
16.	K.N. vs. Lynne Noon, O.D.	IR#200609	[Dr. Winkler]

I. REVIEW, DISCUSSION AND POSSIBLE VOTE DISCUSSION ON INVESTIGATIVE PROCESS AND ASSIGNMENT OF COMPLAINTS

The Board may hold an executive session to discuss records exempt by law from public inspection pursuant to A.R.S. §38-431.03 (A)(2). The board may hold an executive session to discuss or consult with its' attorney and receive legal advice pursuant to A.R.S. § 38-431.03 (A)(3).

Ms. Lee will address the Board regarding handling of complaints

J. REVIEW, DISCUSSION AND POSSIBLE BLOCK VOTE ON PENDING REGULAR LICENSE APPLICATIONS:

The Board may hold an executive session to discuss records exempt by law from public inspection pursuant to A.R.S. § 38-431.03 (A)(2). The board may hold an executive session to discuss or consult with its' attorney and receive legal advice pursuant to A.R.S. § 38-431.03 (A)(3).

- 17. Aleshina, Svetlana
- 18. Ho, Alina
- 19. Ma, Phuoc
- 20. Powell, James
- 21. Stella-Grandi, Karen
- 22. Wybrow, Mason

K. REVIEW, DISCUSSION AND POSSIBLE VOTE ON PENDING ENDORSEMENT APPLICATIONS:

The Board may hold an executive session to discuss records exempt by law from public inspection pursuant to A.R.S. § 38-431.03 (A)(2). The board may hold an executive session to discuss or consult with its' attorney and receive legal advice pursuant to A.R.S. § 38-431.03 (A)(3).

- 23. Muller, Dennis
- 24. Jeter, Ronald

L. REVIEW, DISCUSSION, AND POSSIBLE ACTION ON APPROVAL OF CONTINUING EDUCATION AS PROVIDED BY A.R.S. §32-1704 (D) and A.A.C. R4-21-208.

The Board may hold an executive session to receive legal advice pursuant to A.R.S. §38-431.03 (A)(3).

Fiscal Year 2005/2006

	Continuing Education	Date	No. of hours requested
a.	Central Arizona Optometric Assoc.-Various Lectures	9/20/05	3 Regular
b.	Vision Rehab & Tech. Expo Committee-Low Vision Rehab & Technology	11/18/05	7.5 Regular
c.	Southern AZ VA Healthcare-Posterior Segment Disease: lecture & patient presentation/discussion	3/31/05	2 Regular
d.	Southern AZ VA Healthcare-Hepatitis C: Overview & Ocular Side Effects	9/16/05	2 Regular
e.	Southern AZ VA Healthcare-Blind Rehabilitation and Low Vision Care: Clinical Conference & Science Course	6/16/05	3 Regular
f.	Arizona Optometric Assoc.-Diagnosis and Management of Acquired Diplopia	9/29/05	2 Regular
g.	Horizon Laservision Center-Multifocal IOLs	10/11/05	2 Regular

h.	Mayo Clinic College of Medicine-Ethical Issue in Medicine, Professionalism, Palliative Care, End of Life	10/17/05	1 Regular
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M. REVIEW, DISCUSSION AND POSSIBLE VOTE ON REQUEST FROM THE COUNCIL ON OPTOMETRIC PRACTITIONER EDUCATION (COPE) FOR APPROVAL OF COURSE REVIEWER

The Board may hold an executive session to discuss or consult with its' attorney and receive legal advice pursuant to A.R.S. § 38-431.03 (A)(3).

25. COPE Letter dated August 9, 2005

N. REVIEW, DISCUSSION AND POSSIBLE VOTE ON POLICY SUPPORTING A.A.C. R4-21-501

The Board may hold an executive session to discuss or consult with its' attorney and receive legal advice pursuant to A.R.S. § 38-431.03 (A) (3).

26. Policy for R4-21-501 regarding the Executive Director's role in issuing licenses.

O. REVIEW, DISCUSSION AND POSSIBLE APPROVAL OF BOARD MEETING MINUTES.

The Board may hold an executive session to discuss records exempt by law from public inspection pursuant to A.R.S. § 38-431.03 (A)(2). The board may hold an executive session to discuss or consult with its' attorney and receive legal advice pursuant to A.R.S. § 38-431.03 (A)(3).

27. July 15, 2005 Regular Session Meeting Minutes

28. July 15, 2005 Executive Session Meeting Minutes

29. April 15, 2005 Executive Session Meeting Minutes

P. EXECUTIVE DIRECTOR'S REPORT:

The board may hold an executive session to discuss or consult with its' attorney and receive legal advice pursuant to A.R.S. §38-431.03 (A)(3).

30. Applications approved pursuant to R4-21-501

31. Online Renewals

32. Welcome to Paula Hollins, Licensing Administrator

Q. CALL TO PUBLIC:

Dr. Pinkert

Those wishing to address the Board need not request permission in advance; however, the Board may limit time of those persons speaking during the Call to the Public. Pursuant to A.R.S. § 38-431.02 (H), the Board can only take action on matters listed on the agenda. If appropriate, actions on public comment matters that are not listed on the agenda will be limited to directing staff to study the matter or schedule the matter for further discussion at a later date.

END OF AGENDA:

Margaret Whelan, Executive Director

Date